

BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

PADMAVATHY TUMMALA, M.D.

Holder of License No. 21393
For the Practice of Allopathic Medicine
In the State of Arizona

Case No. MD-09-0571A

**ORDER FOR LETTER OF REPRIMAND
AND CONSENT TO SAME**

Padmavathy Tummala, M.D. ("Respondent") elects to permanently waive any right to a hearing and appeal with respect to this Order for Letter of Reprimand; admits the jurisdiction of the Arizona Medical Board ("Board"); and consents to the entry of this Order by the Board.

FINDINGS OF FACT

1. The Board is the duly constituted authority for the regulation and control of the practice of allopathic medicine in the State of Arizona.

2. Respondent is the holder of license number 21393 for the practice of allopathic medicine in the State of Arizona.

3. The Board initiated case number MD-09-0571A after receiving notification of a malpractice settlement involving Respondent's care and treatment of a patient ("SN") and her infant.

4. SN initiated prenatal care with Respondent in March 2005, with a past medical history significant for severe hypertension that occurred during her first pregnancy. On May 16, 2005, an ultrasound was performed and a 21-week gestation was identified. A note was made of a discrepancy in the size of the cardiac ventricles and some compensation of the tricuspid valve. A level II ultrasound was recommended. SN continued care with Respondent but a level II ultrasound was not ordered. A routine ultrasound was performed on August 18, 2005 with no abnormalities identified. On

1 September 7, 2005, SN was admitted in early labor that was increased by a spontaneous
2 vaginal delivery of a male infant with Apgars of 9/9. SN and the infant were discharged the
3 following day; however, the infant died from a cardiac anomaly two weeks later.

4 5. The standard of care for an obstetrical patient undergoing an ultrasound that
5 questions a cardiac abnormality requires Respondent to obtain a level II ultrasound.

6 6. Respondent deviated from the standard of care because he did not obtain
7 the level II ultrasound for SN.

8 7. Respondent's failure to order the level II ultrasound may have contributed to
9 the death of AH.

10 CONCLUSIONS OF LAW

11 1. The Board possesses jurisdiction over the subject matter hereof and over
12 Respondent.

13 2. The conduct and circumstances described above constitute unprofessional
14 conduct pursuant to A.R.S. § 32-1401(27)(q) ("[a]ny conduct or practice that is or might be
15 harmful or dangerous to the health of the patient or the public.").

16 ORDER

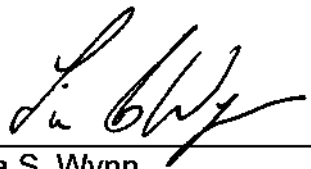
17 IT IS HEREBY ORDERED THAT Respondent is issued a Letter of Reprimand.

18
19 DATED AND EFFECTIVE this 2ND day of DECEMBER, 2009.



ARIZONA MEDICAL BOARD

By



Lisa S. Wynn
Executive Director

CONSENT TO ENTRY OF ORDER

1. Respondent has read and understands this Consent Agreement and the stipulated Findings of Fact, Conclusions of Law and Order ("Order"). Respondent acknowledges she has the right to consult with legal counsel regarding this matter.

2. Respondent acknowledges and agrees that this Order is entered into freely and voluntarily and that no promise was made or coercion used to induce such entry.

3. By consenting to this Order, Respondent voluntarily relinquishes any rights to a hearing or judicial review in state or federal court on the matters alleged, or to challenge this Order in its entirety as issued by the Board, and waives any other cause of action related thereto or arising from said Order.

4. The Order is not effective until approved by the Board and signed by its Executive Director.

5. All admissions made by Respondent are solely for final disposition of this matter and any subsequent related administrative proceedings or civil litigation involving the Board and Respondent. Therefore, said admissions by Respondent are not intended or made for any other use, such as in the context of another state or federal government regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or any other state or federal court.

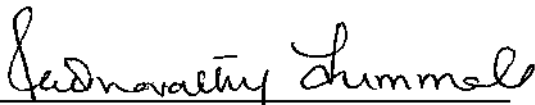
6. Upon signing this agreement, and returning this document (or a copy thereof) to the Board's Executive Director, Respondent may not revoke the consent to the entry of the Order. Respondent may not make any modifications to the document. Any modifications to this original document are ineffective and void unless mutually approved by the parties.

1 7. This Order is a public record that will be publicly disseminated as a formal
2 disciplinary action of the Board and will be reported to the National Practitioner's Data
3 Bank and on the Board's web site as a disciplinary action.

4 8. If any part of the Order is later declared void or otherwise unenforceable, the
5 remainder of the Order in its entirety shall remain in force and effect.

6 9. If the Board does not adopt this Order, Respondent will not assert as a
7 defense that the Board's consideration of the Order constitutes bias, prejudice,
8 prejudgment or other similar defense.

9 10. Any violation of this Order constitutes unprofessional conduct and may result
10 in disciplinary action. A.R.S. § § 32-1401(27)(r) ("[v]iolating a formal order, probation,
11 consent agreement or stipulation issued or entered into by the board or its executive
12 director under this chapter") and 32-1451.

13 
14 _____

15 Padmavathy Tummala, M.D.

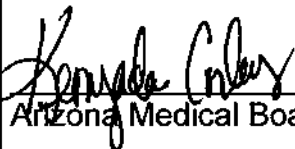
DATED: 10/01/2009

16 EXECUTED COPY of the foregoing mailed
17 this 2nd day of December, 2009 to:

18 Padmavathy Tummala, M.D.
19 Address of Record

20 ORIGINAL of the foregoing filed
21 this 2nd day of December, 2009 with:

22 Arizona Medical Board
23 9545 E. Doubletree Ranch Road
24 Scottsdale, AZ 85258

25 

Arizona Medical Board Staff